## IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF DELAWARE

NATIONAL STARCH AND CHEMICAL INVESTMENT HOLDING CORPORATION, PENFORD AUSTRALIA LTD., and PENFORD HOLDINGS PTY,

Plaintiffs.

C.A. No. 04-1443-GMS

v.

CARGILL, INC. and MGP INGREDIENTS, INC.,

Defendants.

## **NOTICE OF SERVICE**

PLEASE TAKE NOTICE that on May 27, 2005, a true and correct copy of DEFENDANTS' INITIAL DISCLOSURES PURSUANT TO FEDERAL RULE OF CIVIL PROCEDURE 26(a) were caused to be served on the attorneys of record, at the

following addresses and in the manner indicated:

VIA HAND DELIVERY Josy W. Ingersoll Young Conaway Stargatt & Taylor, LLP The Brandywine Building, 17th Floor 1000 West Street P.O. Box 391 Wilmington, DE 19899-0391

Attorneys for Plaintiffs National Starch and Chemical Investment Holding Corporation, Penford Australia Ltd., and Penford Holding Pty,

# **VIA FIRST CLASS MAIL**

Richard L. DeLucia Kenyon & Kenyon One Broadway New York, NY 10004

Attorneys for Plaintiffs National Starch & Chemical Investment Holding Corporation, Penford Australia Ltd., and Penford Holding Pty,

Dated: May 27, 2005 FISH & RICHARDSON P.C.

By: /s/ Thomas L. Halkowski

Thomas L. Halkowski (#4099) 919 N. Market Street, Suite 1100

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Attorneys for Defendant

Cargill, Incorporated and MGP Ingredients, Inc.

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## **CERTIFICATE OF SERVICE**

I hereby certify that on May 27, 2005, I electronically filed a **NOTICE OF SERVICE** with the Clerk of Court using CM/ECF which will send notification of such filing(s) to the following:

Josy W. Ingersoll Young Conaway Stargatt & Taylor, LLP The Brandywine Building, 17th Floor 1000 West Street P.O. Box 391 Wilmington, DE 19899-0391

Attorneys for Plaintiffs Nation Starch and Chemical Investment Holding Corporation, Penford Australia Ltd., and Penford Holding Pty,

I hereby certify that on May 27, 2005, I have mailed by United States Postal Service, the document(s) to the following non-registered participants:

Richard L. DeLucia Kenyon & Kenyon One Broadway New York, NY 10004

Attorneys for Plaintiffs Nation Starch & Chemical Investment Holding Corporation, Penford Australia Ltd., and Penford Holding Pty,

/s/ Thomas L. Halkowski Thomas L Halkowski halkowski@fr.com

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